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REMARKS

Claims 1-25 are pending in the present application.

Claims 1, 9, 18, and 25 are amended and claims 3-6, 14-17 and 19-22 are canceled by these amendments. No new matter is added.

In the office action, claims 1-25 are rejected under 35 U.S.C. 102(b) as anticipated by U.S. Patent No. 6,028,838 to Yamamura et al.

Independent claim 1 as amended recites:

said control module controls a server within a provider network, and has the corresponding service provided to said client terminal used by the user;

said control module further changes a data size of data transmitted by said server to said client terminal as the corresponding service; and

the changed data to be transmitted by said server to said client terminal is different-data-size content data registered previously in said server by a content provider

It is respectfully submitted that the relied upon portions of Yamamura, col. 6, lines 52-67 and col. 7, lines 1-20 do not teach or suggest these features of amended claim 1. Previously some of these features had been recited in dependent claims 3-6. As originally submitted these features were presented at least partially using alternative language. Thus it is believed that the office action reflects a rejection based on the cited reference allegedly teaching one of the alternatives. As amended independent claim 1 no longer recites alternative language. Thus it is believed that independent claim 1 as amended patentably distinguishes over the relied upon portions of Yamamura and is allowable.

Independent claims 9, 18, and 25 include features similar to those described above and are therefore allowable for at least the same reasons as claim 1 is allowable.

Claims 2, 7, 8, 10-13, and 23-24 depend from claims 1, 9, and 18, respectively, and are therefore allowable for at least the same reasons as claims 1, 9, and 18 are allowable.

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P. 12

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CONCLUSION

In view of the remarks set forth above, this application is believed to be in condition for allowance which action is respectfully requested. However, if for any reason the Examiner should consider this application not to be in condition for allowance, the Examiner is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Any fee due with this paper may be charged on Deposit Account 50-1290.

Respectfully submitted,



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